

REMARKS

Claims 1-15 are pending and under consideration in the application.

In the Office Action of July 17, 2007, claim 15 was rejected under 35 U.S.C. §101; claims 5, 6, 11, 12, and 15 were rejected under 35 U.S.C. §102(b) as being anticipated by Linnartz, et al., U.S. Patent No. 6,738,904 (hereinafter“Linnartz”); claims 1-4, 7-10, 13 and 14 were rejected under 35 U.S. C. §103(a) as unpatentable over Kitaya, et al., U.S. Patent Application Publication No. 2202/0150250 (hereinafter, ‘Kitaya’) in view of Linnartz.

Under the present Amendment A, claim 15 is being amended to obviate the 35 U.S.C. §101 rejection. In addition, the claims are being amended for clarity, to cure informalities, and to incorporate a limitation previously recited in claim 6. Claims 2, 6, 9 and 12 are being cancelled. No new matter is being added.

The independent claims, claims 1, 5, 8, 11, 14 and 15, are being amended to indicate that, in accordance with the present invention, a memory of an information processing apparatus, having stored therein a list identifying revoked information storage medium (ISM) ID's, is updated by replacing said list with a list stored on an ISM, only after (1) determination that the list on the ISM is untampered and (2) the list stored on the ISM is a later version than the list stored in the memory of the information processing apparatus.

As amended, the independent claims are patentable over Linnartz, which fails to disclose the above limitation. Linnartz relates to a method of storing data on a rewriteable data storage medium having a recordable data area and a fixed data area, the recordable data area having a system data area and a user data area, wherein copy protection data is stored in the recordable area of the medium and a cryptographic summary of same is computed and stored such that a cryptographic relationship between the fixed data area and the system data area is provided. Linnartz, abstract. The Office Action (paragraph 10) asserts that Linnartz teaches checking an ISM for tampering, and, if the check indicates that no tampering is made, the version of the ISM ID revocation list stored on the medium is compared with the version of that stored in the memory, and the information is updated when the version of the list

stored on the ISM is newer than the version stored in the memory.

This assertion in the Office Action is not supported by the actual disclosure of Linnartz for at least the following reasons. First, to the extent that Linnartz discloses providing a “revocation list” at all, this list is of “known pirated recorders” not of revoked ISM ID’s. Linnartz col. 3, ll. 52-55. Second, Linnartz fails to disclose providing a list in the memory of an information processing apparatus, and updating the memory by replacing the list with a list stored on an ISM, only when the list stored on the ISM is determined to be untampered and of a newer version than the list stored in the memory.

Kitaya fails to cure this deficiency. Indeed, as the Office Action concedes (paragraph 15), Kitaya fails even to disclose ISM ID’ in general. Nor, as the Office Action further concedes, does Kitaya disclose a list identifying revoked ISM ID’s stored on a storage medium.

Accordingly, the independent claims, claims 1, 5, 8, 11, 14 and 15, and their respective dependent claims, 3, 4, 7, 10 and 13 are patentable both over Linnartz and over the combination of Linnartz and Kitaya.

If any further fees are required in connection with the filing of this amendment, please charge the same to our Deposit Account No. 19-3140.

Respectfully submitted by,

/Michael L. Day / (Reg. 55,101)
Michael L. Day
SONNENSCHN NATH & ROSENTHAL LLP
P.O. Box 061080
Wacker Drive Station, Sears Tower
Chicago, IL 60606-1080
Telephone: 415/882-5064
Fax: 415/882-0300